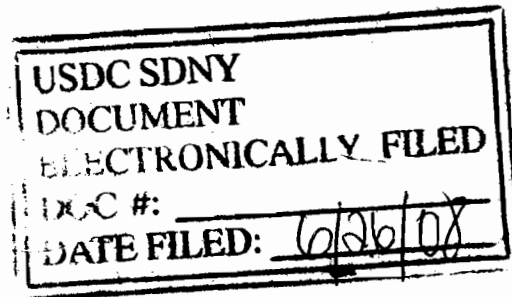


41 Madison Avenue
20th Floor
New York, NY 10010
tel 212.382.0909
fax 212.382.3456

June 25, 2008



Hon. Theodore H. Katz
United States Magistrate Judge
Daniel Patrick Moynihan
United States Courthouse
500 Pearl Street, Room 1660
New York, New York 10007-1312

Re: Federal Insurance Co. v. Turner Construction Co.
Case No. 07 Civ 11095 (JFK) (THK)
Our File: 0203/169410

Dear Judge Katz:

We represent the defendant, Turner Construction Company ("Turner") in connection with the referenced matter. We write at the direction of Judge Keenan to advise you that non-party New York City Economic Development Corporation ("EDC") has moved to intervene as a party-defendant, as Turner has assigned its counterclaims in this matter to EDC.

In light of this potential addition of a party defendant, we respectfully request that the status report required by June 30, 2008 (requested via Your Honor's letter of April 7, 2008) - regarding whether the Court's assistance with settlement efforts might prove useful - be adjourned until the matter of EDC's joinder has been determined and the pleadings amended accordingly.

Respectfully,

David Fultz
DF-7233

DF/

*Contact chambers after
the intervention issue has been
resolved.*

SO ORDERED

6/25/08 Theodore H. Katz

THEODORE H. KATZ

cc: Hon. John F. Keenan (via first class mail) **UNITED STATES MAGISTRATE JUDGE**
Theodore L. Hecht, Esq. (via facsimile 212/972-8798)
Steven C. Brown, Esq. (via facsimile 212/788-8872)